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**DEFENDANT:** STEWART, TERRY LAMONT      **DOB:** 09-08-79      **ARREST** CODE: 41.27(c)LAMC ; DRINKING IN PUBLIC      **DATE:** 02-23-79      **TIME:** 1520 HRS.

**OFFICER** R. REYES #117  
**1:**  
**OFFICER** A.C. COX #133  
**2:**

**SOURCE OF ACTIVITY:**

THE ABOVE OFFICERS WERE WORKING AS CONTRACTED, UNIFORMED SECURITY OFFICERS FOR THE HOLLYWOOD BUSINESS IMPROVEMENT DISTRICT / ANDREWS INTERNATIONAL 6801 HOLLYWOOD BLVD #169 LOS ANGELES, CA 90028 (323) 465-0122.

**INVESTIGATION:**

BID OFFICERS VEHICLE WAS PARKED WESTBOUND ON SUNSET BLVD AT THE CURB NEAR THE INTERSECTION OF SUNSET BLVD/ ARGYLE AVE. REYES WAS OUTSIDE OF THE VEHICLE WITH THE REAR GATE OPENED. **REYES OBSERVED THE DEFENDANT AND A FEMALE AS THEY WALKED PAST.** REYES ATTENTION WAS THEN DIRECTED TO THE DEFENDANT WHO WAS HOLDING A BLACK PLASTIC BAG IN HIS LEFT HAND WITH A TOP PORTION OF AN OPENED BLACK AND SILVER CAN PARTIALLY EXPOSED. THE CAN APPEARED TO BE AN ALCOHOLIC BEVERAGE. AS THE DEFENDANT PAST, HE LOOKED IN THE DIRECTION OF REYES AND IMMEDIATELY GRABBED THE BAG WITH HIS RIGHT HAND AND PUT THE BAG AT HIS RIGHT LEG APPEARING TO CONCEAL IT.

REYES RE-ENTERED THE BID VEHICLE AND OFFICERS OBSERVED THE DEFENDANT AND THE FEMALE CROSS THE STREET AND BEGAN TO PROCEED N/B ON ARGYLE A FEW FEET. **OFFICERS THEN OBSERVED THE DEFENDANT PLACE THE BLACK PLASTIC BAG TO HIS MOUTH AS HE AND FEMALE CONTINUED WALKING.**

**BID OFFICERS HAVE MADE NUMEROUS ARRESTS FOR DRINKING IN PUBLIC AND ARE AWARE THAT CARRYING THE ALCOHOLIC BEVERAGE IN A BAG IS A COMMON METHOD USED TO DISGUISE THE DRINKING OF ALCOHOLIC BEVERAGES IN PUBLIC.**

BID OFFICERS PROCEEDED TO CONTACT THE DEFENDANT. OFFICERS DROVE PASSED THE DEFENDANT, MADE A U-TURN AND STOPPED.

**OFFICERS VEHICLE THEN PULLED TO THE CURB AND BID OFFICERS EXITED. THE DEFENDANT LOOKED IN THE DIRECTION OF OFFICERS. OFFICERS THE DROPPED THE BLACK PLASTIC BAG INTO A TRASH CAN THAT HE PASSED. THE DEFENDANT THEN WALKED TOWARDS OFFICERS WHO STOPPED AND SPOKE WITH HIM. OFFICERS ADVISED THE DEFENDANT THAT IT WAS ILLEGAL TO CONSUME ALCOHOLIC BEVERAGES IN PUBLIC.**

**AS OFFICERS WERE SPEAKING, THE DEFENDANT STATED "DO YOU SEE ANYTHING IN MY HAND?" "FUCK YOU" AND CONTINUED WALKING.**

**OFFICER REYES WALKED TO THE TRASH CAN AND RETRIEVED A BLACK PLASTIC BAG AT THE TOP OF THE TRASH CAN. INSIDE OF THE BAG WAS A BLACK AND SILVER "25 OUNCE CAN OF KING COBRA PREMIUM MALT LIQUOR." "THE LABEL ON THE CAN READ 6% ALC/ VOL." THE CAN WAS ALMOST EMPTY. THERE WERE NO OTHER BLACK PLASTIC BAGS WITH BLACK AND SILVER CANS IN THE TRASH CAN.**

OFFICERS RE-ENTERED THEIR VEHICLE AND PROCEEDED TO CONTACT THE DEFENDANT AND THE FEMALE COMPANION APPROXIMATELY 20 YARDS AWAY. UPON CONTACT, REYES ADVISED THE DEFENDANT THAT THEY HAD RECOVERED THE DISCARDED CAN CONTAINING AN ALCOHOLIC BEVERAGE. **AS REYES SPOKE WITH THE DEFENDANT, REYES NOTED A STRONG ODOR OF ALCOHOL ON THE DEFENDANTS BREATH. THE SAME ODOR AS FROM THE KING COBRA CAN.**

**ARREST:**

THE DEFENDANT THEN BEGAN DIRECTING PROFANITY AT BID OFFICERS. THE DEFENDANT WAS THEN ADVISED, HE WAS BEING PLACED UNDER PRIVATE PERSON'S ARREST (UNDER 837.1 P.C.) FOR 41.27(c) LAMC; DRINKING IN PUBLIC, **THE DEFENDANT THEN TRIED TO PUSH THE OFFICERS TO WALK PAST. OFFICERS GRABBED THE DEFENDANT BY HIS ARMS AND THE DEFENDANT WAS HANDCUFFED. THE DEFENDANT THEN CONTINUED TO YELL PROFANITY AT THE OFFICERS.** THE DEFENDANT WAS WALKED TO THE BID VEHICLE. **AS REYES OPENED THE BID VEHICLE DOOR, REYES ASKED THE DEFENDANT IF HE HAD ANY I.D. THE DEFENDANT AGAIN BEGAN YELLING PROFANITY AND PUSHED REYES BACK WITH THE DEFENDANTS BODY. REYES PLACED HIS RIGHT HAND ON THE DEFENDANTS CHEST TO STOP HIS ADVANCE. THE DEFENDANT THEN FELL BACK ONTO THE SEAT OF THE VEHICLE WITH REYES HAND ON THE DEFENDANTS CHEST TO CONTROL HIS VIOLENT BEHAVIOR.**

OFFICERS REQUESTED BACK-UP AS THE DEFENDANT REFUSED ALL EFFORTS TO CEASE HIS AGGRESSIVE BEHAVIOR. **THE DEFENDANT KEPT YELLING "GET YOUR WHITE HANDS OFF OF ME, I'M SPIRTUAL." REYES STATED SEVERAL TIMES FOR THE DEFENDANT**

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**TO STOP AS THE DEFENDANT CONTINUED TO YELL. THE DEFENDANT THEN DIRECTED RACIAL SLURS AT OFFICER COX USING THE N-WORD AND CALLING COX "AN UNCLE TOM." REYES CONTINUED TO HOLD THE DEFENDANT WITH HIS HAND ON THE DEFENDANT'S CHEST UNTIL THE ARRIVAL OF ANOTHER BID UNIT. THE DEFENDANT WAS THEN PLACED IN A SEATING POSITION AND STOPPED RESISTING.**

LAPD WAS CONTACTED AND LAPD OFFICERS WINTERS AND SPAFFORD, 6A77 RESPONDED TO THE SCENE WITHIN A FEW MINUTES OF THE CALL. THE DEFENDANT WAS THEN REMOVED FROM THE BID VEHICLE. **AS LAPD OFFICERS SPOKE WITH THE DEFENDANT, HE AGAIN BEGAN YELLING PROFANITY. HOWEVER, THIS TIME IT WAS DIRECTED TOWARDS THE LAPD OFFICERS.**

**BOOKING:**

FOLLOWING A WANT AND WARRANT CHECK BY LAPD, THE DEFENDANT WAS CITED RFC# 85285 AND CO-SIGNED BY LAPD OFFICER WINTER. THE DEFENDANT WAS THEN RELEASED IN THE FIELD.

**ADDITIONAL:**

DEFT HAS NO PRIOR CONTACTS OR ARRESTS WITH BID PATROL.

**EVIDENCE:**

ATTACHED PHOTOGRAPH OF THE DEFENDANT AND THE "25 OUNCE CAN OF KING COBRA MALT LIQUOR."

**INJURY AND MEDICAL TREATMENT:**

NONE OBSERVED AND NO MEDICAL TREATMENT REQUESTED.

**PICTURES:**



**DEFENDANT STEWART, TERRY LAMONT**

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